

Senate Bill 93

By: Senators Carter of the 1st, Goggans of the 7th and Bethel of the 54th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to
2 controlled substances, so as to change certain provisions relating to Schedule I, III, IV, and
3 V controlled substances; to change certain provisions relating to the definition of "dangerous
4 drug"; to provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled
8 substances, is amended in paragraph (12) of Code Section 16-13-25, relating to Schedule I
9 controlled substances, by replacing the period at the end of subparagraph (C) with a
10 semicolon and by adding new subparagraphs to read as follows:

11 "(D) 1-[2-(4-Morpholinyl)ethyl]-3-(1-naphthoyl)indole (JWH-200);
12 (E) 2-(2-Methoxyphenyl)-1-(1-pentylindole-3-yl) ethanone (JWH-250);
13 (F) 4-Methoxynaphthalen-1-yl-(1-pentylindole-3-yl) methanone (JWH-081)."

14 **SECTION 2.**

15 Said chapter is further amended in Code Section 16-13-27, relating to Schedule III controlled
16 substances, by revising subparagraph (L) of paragraph (2) as follows:

17 "(L) ~~Tiletamine/Zolozepam (Telazol)~~ Tiletamine/Zolazepam (Telazol);"

18 **SECTION 3.**

19 Said chapter is further amended in Code Section 16-13-27, relating to Schedule III controlled
20 substances, by replacing the period at the end of paragraph (11) with a semicolon and by
21 adding a new paragraph to read as follows:

22 "(12) Any drug product in hard or soft gelatin capsule form containing natural dronabinol
23 (derived from the cannabis plant) or synthetic dronabinol (produced from synthetic
24 materials) in sesame oil, for which an abbreviated new drug application (ANDA) has

25 been approved by the FDA under section 505(j) of the Federal Food, Drug, and Cosmetic
 26 Act (21 U.S.C. 355(j)) which references as its listed drug the drug product referred to in
 27 paragraph (8) of this Code section."

28 **SECTION 4.**

29 Said chapter is further amended in Code Section 16-13-28, relating to Schedule IV controlled
 30 substances, by adding a new paragraph to subsection (a) to read as follows:

31 "(30.03) Propofol;"

32 **SECTION 5.**

33 Said chapter is further amended in Code Section 16-13-29, relating to Schedule V controlled
 34 substances, by deleting "or" at the end of paragraph (3), by replacing the period at the end
 35 of paragraph (4) with "; or", and by adding a new paragraph to read as follows:

36 "(5) Pseudoephedrine."

37 **SECTION 6.**

38 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
 39 dangerous drug, by revising the following paragraphs of subsection (b) as follows:

40 "(143) Reserved Carglumic Acid;"

41 "(383.5) Fexofenadine – See exceptions;"

42 "~~(406.93) Fospropofol~~;"

43 "~~(793.5) Propofol~~;"

44 "(806) Pseudoephedrine -- See exceptions Reserved;"

45 "(935) Reserved Tesamorelin;"

46 **SECTION 7.**

47 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
 48 dangerous drug, by adding new paragraphs to subsection (b) to read as follows:

49 "(19.3) Alcaftadine;"

50 "(122.3) Cabazitaxel;"

51 "(153.35) Ceftaroline;"

52 "(213.1) Collagenase clostridium histolyticum;"

53 "(235.5) Dabigatran;"

54 "(237.1) Dalfampridine;"

55 "(247.7) Denosumab;"

56 "(273.5) Dienogest;"

57 "(346.05) Eribulin;"

58 "(386.7) Fingolimod;"

59 "(469.05) IncobotulinumtoxinA;"

60 "(525.2) Liraglutide;"

61 "(531.7) Lurasidone;"

62 "(692.517) Pegloticase;"

63 "(747.4) Polidocanol;"

64 "(1018.5) Ulipristal;"

65 "(1027.3) Velaglucerase;"

66 **SECTION 8.**

67 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
68 dangerous drug, by adding a new paragraph to subsection (c) to read as follows:

69 "(9.6) Fexofenadine – when packaged for distribution as an over-the-counter (OTC) drug
70 product;"

71 **SECTION 9.**

72 Said chapter is further amended in Code Section 16-13-71, relating to the definition of
73 dangerous drug, by revising paragraph (23) of subsection (c) as follows:

74 "(23) Pseudoephedrine -- when a single dosage unit is 60 mg. or less or when
75 manufactured in an extended release form with a dosage unit of 240 mg. or less
76 Reserved;"

77 **SECTION 10.**

78 This Act shall become effective upon its approval by the Governor or upon its becoming law
79 without such approval.

80 **SECTION 11.**

81 All laws and parts of laws in conflict with this Act are repealed.